

APR 18 2012

LOS ANGELES
SUPERIOR COURT

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APR 06 2012

Dept. 307

BY FAX

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

KATHERINE WEBSTER, as executor of the
Estate of Anthony J. Ferrantino (deceased) and
as trustee of the Anthony J. Ferrantino Living
Trust, on her behalf and on behalf of others
similarly situated,

Plaintiffs,

v.

LEGALZOOM.COM, INC., *et al.*,

Defendants.

) Case No. BC438637

) Assigned to: Hon. William F. Highberger

) ~~PROPOSED~~ ORDER GRANTING
) FINAL APPROVAL OF CLASS ACTION
) SETTLEMENT

) Date: April 5, 2012

) Time: 1:30 p.m.

) Place: Dept. 307

FINAL ORDER

1
2 The Court having previously entered the Notice of Ruling on Submitted Matter (“Preliminary
3 Review Order No. 1”) and the Order Conditionally Certifying Settlement Class and Directing
4 Dissemination of Class Notice (“Preliminary Review Order No. 2”), dated December 7, 2011 and
5 December 21, 2011 respectively (collectively the “Preliminary Review Orders”), in which the Court
6 preliminarily reviewed the proposed settlement (the “Settlement”) set forth in the Class Action
7 Settlement Agreement filed with the Court on June 30, 2011 (the “Settlement Agreement”), as being
8 within the range of a fair, reasonable, and adequate settlement; preliminarily certified for settlement
9 purposes only a plaintiff class (the “Settlement Class”); designated a class representative and Class
10 Counsel; approved the proposed forms of Notice including the Long-Form Notice, Email Notice,
11 and Publication Notice (collectively, the “Notice Program”), found that the Notice Program
12 constituted the best notice practicable under the circumstances and fully satisfied the requirements of
13 due process, California Code of Civil Procedure Section 382, California Civil Code 1781, and
14 California Rules of Court 3.766, 3.769, and 3.771, and ordered the parties to give notice to members
15 of the Class; approved the proposed Claim Forms; established procedures for class members to
16 exclude themselves from or to object to the proposed Settlement; and scheduled a Fairness Hearing
17 for April 5, 2012, for the Court to determine whether the Settlement should be finally approved and
18 judgment entered thereon; and

19 The Fairness Hearing having been held on April 5, 2012, after notice to the Settlement Class,
20 and the Court having fully considered the parties’ Joint Motion for Final Approval of a Proposed
21 Class Action Settlement, the submissions in support thereof, all objections to the proposed
22 Settlement, and all papers filed with or submitted to the Court in connection with the proceedings in
23 this action;

24 NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

25 1. The Court has subject matter jurisdiction over this Action, and all matters that relate
26 to the Settlement.

1 2. The Court has personal jurisdiction over the Named Plaintiff, the Settlement Class
2 Members, and Defendant LegalZoom.Com, Inc. (“LegalZoom”).

3 3. (a) The Court confirms the certification for settlement purposes only of the
4 following nationwide plaintiff class (the “Settlement Class”):

5 all persons and entities who, from September 15, 2005 through June
6 16, 2011, purchased a legal document or legal document assistant
7 service from LegalZoom.com, Inc. (“LegalZoom”).

8 Excluded from the Class are (a) individuals who submit a valid Request for Exclusion in accordance
9 with the procedures set forth in the Settlement; (b) LegalZoom and its parents, affiliates, successors,
10 predecessors, employees, officers, directors; and (c) any person included on a government list of
11 known or suspected terrorists or other individuals, entities, and organizations of concern, including,
12 but not limited to, persons appearing on the United States Department of the Treasury, Office of
13 Foreign Assets Control List of Specially Designated Nationals and Blocked Persons (the “SDN
14 Lists”).

15 (b) The Settlement Class, as certified, satisfies the requirements of Code of Civil
16 Procedure section 382.

17 (c) The Named Plaintiff and Plaintiff’s counsel have fairly and adequately
18 represented and protected the interests of all members of the Settlement Class throughout this
19 Action.

20 4. (a) As previously determined in the Court’s Preliminary Review Orders, the
21 forms of notice provided to class members fairly, fully, accurately, and adequately advised
22 Settlement Class Members of all relevant and material information concerning the Settlement and
23 related matters and fully satisfied the requirements of fully satisfied the requirements of due process,
24 California Code of Civil Procedure Section 382, California Civil Code 1781, and California Rules of
25 Court 3.766, 3.769, and 3.771.

26 (b) The dissemination of notice by the parties pursuant to Preliminary Review
27 Order No. 2 constituted the best notice practicable under the circumstances, fully satisfied the
28 requirements of due process, California Code of Civil Procedure Section 382, California Civil Code

1 1781, and California Rules of Court 3.766, 3.769, and 3.771, constituted valid, due, and sufficient
2 notice to all persons entitled thereto, and afforded Settlement Class Members an adequate time and
3 opportunity to request exclusion from the Settlement Class or to object to the Settlement.

4 5. The Settlement, as set forth in the Settlement Agreement, is fair, reasonable,
5 adequate, is in the best interests of the Settlement Class, and is finally approved in its entirety, as to
6 the Settlement Class as a whole, and the parties are directed to consummate and implement the
7 Settlement in accordance with the terms and provisions of the Settlement Agreement.

8 6. As provided in the Settlement Agreement, the Settlement is in full settlement,
9 compromise, release, and discharge of the Released Claims (as that term is defined in the Settlement
10 Agreement) and each of them, and the Released Parties (as that term is defined in the Settlement
11 Agreement) have no further or other liability or obligation to any member of the Settlement Class
12 with respect to the Released Claims, except as expressly provided for in the Settlement Agreement.

13 7. In order to protect the continuing jurisdiction of the Court, prevent a multiplicity of
14 lawsuits, and protect and effectuate the Court's judgment in this Action, Plaintiff and all Class
15 Members, and anyone acting on their behalf (including, but not limited to, attorneys, representatives,
16 and agents of Plaintiff or any Class Member), who have actual knowledge of this injunction, are
17 permanently and forever barred and enjoined from instituting, commencing, or continuing to
18 prosecute, directly or indirectly, as an individual or collectively, representatively, derivatively, or on
19 behalf of himself or herself, or in any other capacity of any kind whatsoever, any action in this
20 Court, any other state court, or any arbitration or mediation proceeding or any other similar
21 proceeding, against any Released Party (as that term is defined in the Settlement Agreement) that
22 asserts any claims that are Released Claims (as that term is defined in the Settlement Agreement)
23 under the terms of the Settlement. Any person who violates such injunction shall pay the costs and
24 attorneys' fees incurred by any Released Party as a result of the violation.

25 8. The persons who have validly requested exclusion from the Settlement Class are not
26 members of the Settlement Class and shall have no rights with respect to the Settlement and no
27 interest in the Settlement and shall not be bound by any order or judgments entered in respect of the
28

1 Settlement. A list of those persons, entities, and organizations who have validly requested exclusion
2 from the Settlement Class is attached hereto as Exhibit A.

3 9. All objections to the Settlement have been considered, and oral argument entertained
4 as to appearing objector through counsel. All objections to the Settlement are overruled and denied
5 in all respects.

6 10. The Court has considered, and has entered a separate Order granting, Plaintiff's
7 Motion for Award of Attorneys' Fees and Costs and Class Representative Award.

8 11. All motions not expressly granted by the Court are denied.

9 12. The Court hereby reserves continuing and exclusive jurisdiction over all matters
10 related to the administration and consummation of the terms of this Settlement, over the
11 enforcement, construction and interpretation of this Settlement Agreement, over the enforcement,
12 construction, and interpretation of the Judgment, including, but not limited to, the provisions therein
13 enjoining any further litigation of Released Claims (as that term is defined in the Settlement
14 Agreement), and over Plaintiff and all Class Members (and their attorneys and law firms) in
15 connection therewith.

16 13. Notice of this Order, the Order Awarding Attorneys' Fees and Costs and Class
17 Representative Incentive Award, and the Judgment entered in this action are to be given to the Class
18 by posting the Orders and Judgment on the settlement website for no less than ninety (90) days
19 following entry of the Orders and Judgment, during which time the website will remain active.

20 **IT IS SO ORDERED.**

21 DATED: 4/18, 2012

22 WILLIAM F. HIGHBERGER
23 HONORABLE WILLIAM F. HIGHBERGER
24 JUDGE OF THE SUPERIOR COURT


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Jointly Submitted:

Dated: April 6, 2012

THE ARNS LAW FIRM
Robert S. Arns
Steven R. Weinmann

STEBNER AND ASSOCIATES
Kathryn A. Stebner
Sarah Colby

By: 
Attorneys for Plaintiff Katherine Webster
and the Putative Class

Dated: April __, 2012

SIDLEY AUSTIN LLP
Alycia A. Degen
Patrick E. Kennell III

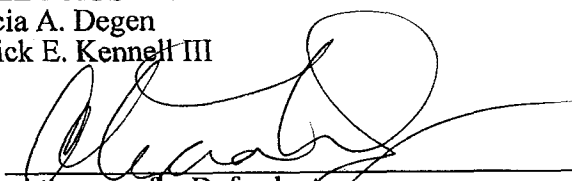
By: 
Attorneys for Defendant
LegalZoom.com, Inc.

Exhibit A

Timely Completed Exclusion Requests

Count	GCG Ref. No.	Name	City	State
1	944	JOHN F SCHAMBRE	SAN FRANCISCO	CA
2	1142	RUSLAN P DAVYDOV	OAKLAND	CA
3	1028977	JEREMY CAWN	GRANGEVILLE	ID
4	1041893	KATHRYN PASTERNAK	FALLS CHURCH	VA
5	1050292	MIKE OWEN	BRENTWOOD	TN
6	1053623	DURGA WALKER	LICKING	MO
7	1055032	KEVIN MARION	SUNNYVALE	CA
8	1094361	KEITH RILEY	LEXINGTON	OH
9	1101610	ERIN SUTYLA	WINTER HAVEN	FL
10	1126967	PATRICK O'DONNELL	SAN DIEGO	CA
11	1145394	PAUL HUGHEY	NORMAN	OK
12	1242338	HEATHER HOFSTETTER	HOUSTON	TX
13	1245668	MICHAEL SHIPWASH	KNOXVILLE	TN
14	1281299	SHELLI VASSER GILLIAM	ALEXANDRIA	VA
15	1323624	DANIEL PIENNETTE	GRANGER	IN
16	1326691	WESTON HASKELL	FULSHEAR	TX
17	1372453	THERESA UNFRIED	OSSINING	NY
18	1400783	ANCILLA WILLETT	GREENSBORO	NC
19	1414805	ANNE WENDELL	ALDIE	VA
20	1432054	JEFFREY VOGEL	STEWARTSVILLE	NJ
21	1448621	ANNA BUSBY	KILN	MS
22	1450106	SARAH BOND	SAVANNAH	GA
23	1450543	ROGER C LOVE	SHOW LOW	AZ
24	1452095	STEVEN FANELLI	CLOVIS	CA
25	1459926	CURTIS MIKOLYSKI	STUDIO CITY	CA
26	1463114	D.T. SHANTHA	SPARTANBURG	SC
27	1464318	TIMOTHY POMPEY	BRONX	NY
28	1465455	CAROL ROBBINS	GREER	SC
29	1480742	LUIS PAREDES	CEDAR PARK	TX
30	1487899	PATRICIA ZIMMERMAN	SOUTH PARK	PA
31	1518235	KAREN GOODE	SUMMERTOWN	TN
32	1528938	ANTONIA MORA	CHICAGO	IL
33	1531409	JOHN DAVID SPANGLER	CHINCOTEAGUE ISLAND	VA
34	1558598	MARVIN VENABLE	SPRINGTOWN	TX
35	1570854	EDWARD ENDRISS	SAN FRANCISCO	CA
36	1587682	ROGER TRUDELL	BOULDER	CO
37	1613710	HENRY REID	SHERMAN OAKS	CA
38	1631305	BILLY CLARKE	FOLEY	AL
39	1633579	KHRISTAN RENFRO-STELLA	HANOVER PARK	IL
40	1636852	MICHAEL GARVEY	CHARLOTTE	NC
41	1644271	MICHAELENE KROLL	POSEN	MI
42	1681731	JEFFREY BABBITT	PENSACOLA	FL
43	1700804	BRYAN JOHNS	WETUMPKA	AL
44	1728689	JUDY TANCRETI	DUBLIN	OH
45	1736497	SONDRA WESNER	CHICO	CA
46	1745771	LARRY HOGAN	LAWRENCEVILLE	GA

Timely Completed Exclusion Requests

Count	GCG Ref. No.	Name	City	State
47	1754689	SONIA AGOSTINO	BROOKLYN	NY
48	1762152	LIZA DESIR	LONG BEACH	CA
49	1792763	KENNETH MIX	HELENA	MT
50	1813975	NATHAN UNDERWOOD	LEXINGTON	KY
51	1833033	KRISTINE OGWONOWSKI	NAMPA	ID
52	1858228	NANETTE BERGERSON	SIDNEY	MT
53	1864366	RITA M CRONIN	PORTLAND	OR
54	1872185	ROBERT LAYTON	DALLAS	GA
55	1873593	ROSARIO GONZAGA-CAMFIELD	QUEENS VILLAGE	NY
56	1885050	STEPHANIE GERGACS	GUYTON	GA
57	1925218	LENA BEACH	EAGLE POINT	OR
58	1952464	JACQUELINE AUSTIN	BARTLESVILLE	OK
59	1970165	SHAUN REYNOLDS	DEMING	NM
60	1993512	SCOTT PHILLIPS	BURBANK	CA
61	1995950	MARK MACINA	AUSTIN	TX
62	2000886	DALE CRITCHFIELD	CHEYENNE	WY
63	2016955	KATHLEEN MAPES	TUCSON	AZ
64	2043448	DOUGLAS BURRELL	CONROE	TX
65	2061395	AL COWAN	IRVINE	CA
66	2096696	EDMUND DIETRICH	THE WOODLANDS	TX
67	2143694	EARL KNIGHT	MURRELLS INLET	SC
68	2179514	ROBERT W. SHARP	KALISPELL	MT
69	2187790	GARY YOUNG	CORDOVA	TN
70	2190976	BRANDI WINCH	BAYSIDE	CA
71	2253489	JEFFREY GOLDMAN	SAN RAMON	CA
72	2273503	GAIL ANDREWS	BIRMINGHAM	AL
73	2326619	CARL FRESON	FREDERICKSBURG	VA
74	2327833	KIMBERLY RUBIN	SHERMAN OAKS	CA
75	2330123	VAL EYDELMAN	DANVILLE	CA
76	2338160	FREDERICK TEMBY	FRESNO	CA
77	2358005	MARJORIE HEINEKE	RANCHO CORDOVA	CA
78	2366155	JAMES NOBLE	SEDALIA	MO
79	2369791	KAREN KALKBRENNER	SIERRA VISTA	AZ
80	2372187	SUZANNE STANFORD	LOS ANGELES	CA
81	2381287	TODD BENDER	SAN BENITO	TX
82	2395251	CYNTHIA HEATHERLY	BATTLEFIELD	MO
83	2398779	JACOB PETERS	SAN JOSE	CA
84	2401611	TAMI CHRISTENSEN	FLOWER MOUND	TX
85	2409639	D. R. ROBERSON	OWENS CROSS ROADS	AL

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PROOF OF SERVICE

STATE OF CALIFORNIA)
) SS
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is 555 West Fifth Street, Suite 4000, Los Angeles, California 90013.

On April 6, 2012, I served the foregoing document(s) described as: **[PROPOSED]**
ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT on all interested parties in this action as follows:

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Counsel for LegalZoom.com in Whiting v. LegalZoom.com, Inc., Los Angeles Superior Court Case No. BC421777

Patricia Glaser
Sean Riley
Glaser, Well, Fink, Jacobs, Howard, Avchen & Shapiro, LLP
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sriley@glaserweil.com

1 *Objectors:*

2 *Counsel for Objector Hamann:*

3 Katherine Winn, Esq.
4 Law Office of Katherine Winn
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5 San Diego, CA 92108

6 *Counsel for Objectors Johnson and Manbeck:*

7 Darrell Palmer
8 Janine R. Menhennet
9 Law Offices of Darrell Palmer
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10 Solana Beach, California 92075

11 *Counsel for Objector Whiting:*

12 Robert S. Green
13 James Robert Noblin
14 Nicole D. Reynolds
15 Green Welling, P.C.
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16 San Francisco, CA 94105
LA@classcounsel.com

17 George C. Douglas, Jr.
18 Law Offices
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19 Birmingham, Al 35226
gcdlaw@hiwaay.net

20 *Objector Abigail Mings:*

21 Abigail Mings
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Tipp City, Ohio 45371
abbey.mings@me.com

22 *Objector Mike Mortimore:*

23 Mike Mortimore
1245 Johnson Avenue
Thermopolis, WY 82443
mmortmr@tribcsp.com

24 *Objector Marc Smith:*

25 Marc Smith
68 Wood Duck Lane
Gordonsville, V A 22942
marcmba@hotmail.com

17 (VIA FEDEX) I served the foregoing document(s) by FedEx for overnight delivery. I placed
18 true copies of the document(s) in a sealed envelope addressed to each interested party as shown
19 above. I placed each such envelope, with FedEx fees thereon fully prepaid, for collection and
20 delivery at Sidley Austin LLP, Los Angeles, California. I am readily familiar with Sidley
21 Austin LLP's practice for collection and delivery of express carrier package for delivery with
22 FedEx. Under that practice, the FedEx package(s) would be delivered to an authorized courier
23 or dealer authorized by FedEx to receive document(s) on that same day in the ordinary course of
24 business.

25 *Objector C. Dimare:*

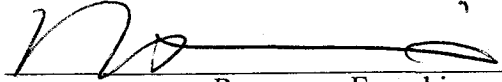
26 C. Dimare
27 P.O. Box 1668
28 Rancho Santa Fe, CA 92067

25 (VIA EXPRESS MAIL) I served the foregoing document(s) by Express Mail, as follows: I placed
26 true copies of the document(s) in a sealed envelope addressed to each interested party as shown
27 above. I placed each such envelope, with Express Mail postage thereon fully prepaid, for
28 collection and mailing at Sidley Austin LLP, Los Angeles, California. I am readily familiar with
Sidley Austin LLP's practice for collection and processing of Express Mail for mailing with the
United States Postal Service. Under that practice, the Express Mail would be delivered to an
authorized courier or dealer authorized by Express Mail to receive document(s) in the United
States Postal Service on that same day in the ordinary course of business.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 6, 2012, at Los Angeles, California.



Rosemary Franchimone